W.P. No. 748 of 2001(S/B)

Virendra Kumar …… Petitioner

Vs.

State of Uttaranchal ,
and others ……. Respondents

…….

Hon. P.C. Verma, J.
Hon. M.C. Jain, J.

Heard Sri V.K. Bist, learned counsel for the petitioner and learned C.S.C.

The petitioner is holding the post of Deputy Director, Social welfare Department, Uttaranchal, Dehradun. The petitioner was working before the appointed date in the State of U.P. on the basis of his option, he was transferred to Uttaranchal. State of Uttaranchal allowed the petitioner to join the service for some time and thereafter he was relieved again for the State of U.P. vide order dated 6.6.2001. When the petitioner reported for joining the U.P., he was not allowed to join there and sent back to the State of Uttaranchal. Since the petitioner has been relieved, he would be allowed to join in the State of U.P. The petitioner has been made to run between the two States for joining. Since the final allocation has not been made by the Government of India, therefore, State of Uttar Pradesh through Secretary Social welfare Department, is directed to allow the petitioner to join in the state of U.P. At the time of final allocation, in case the petitioner is finally allocated to the State of Uttaranchal, he shall be relieved to join in the State of Uttaranchal.

In the meantime, the salary shall be paid by the State of U.P. according to leave Rules.

The petition is disposed of accordingly.

(P.C. Verma, J.) **(M.C. Jain, J.)**

Dt. 1.10.2001
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